

## Message Text

SECRET

PAGE 01 STATE 183178 TOSEC 080098  
ORIGIN SS-25

INFO OCT-01 ISO-00 SSO-00 CCO-00 /026 R

DRAFTED BY NEA/EGY:DEZWEIFEL:MM  
APPROVED BY THE ACTING SECRETARY  
H:BATWOOD  
NEA:SSOBER  
P/M:AKOCHANЕК  
S/S - MR. TARNOFF  
T:LBENSON

-----090820 042009Z /64

O 041932Z AUG 77 ZFF4  
FM SECSTATE WASHDC  
TO USDEL SECRETARY IMMEDIATE

S E C R E T STATE 183178 TOSEC 080098

EXDIS

E.O. 11652: XGDS

TAGS: MASS, EG, US

SUBJECT: ACTION MEMO: CONGRESSIONAL CONSULTATIONS ON NON-  
LETHAL PACKAGE (S/S7720342 )

REF: TOSEC 080028

TO: THE SECRETARY

THROUGH: D - THE ACTING SECRETARY -- T - BENSON

FROM: NEA - SIDNEY SOBER

SUBJECT: CONGRESSIONAL CONSULTATIONS ON NON-LETHAL PACKAGE

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### 1. ISSUE FOR DECISION

WITH PD NOW SIGNED (REFTEL) WE NOW MUST DECIDE ON HOW TO  
PROCEED RE CONGRESSIONAL CONSULTATION ON NON-LETHAL PACKAGE  
FOR EGYPT.

### 2. ESSENTIAL FACTORS

FULL HIRC INFORMED BY YOU OF PROPOSAL. KEY MEMBERS AND STAFF OF SFRC ALSO CONSULTED BY YOU AND "H". THESE INFORMAL SOUNDINGS INDICATE GENERALLY FAVORABLE CONGRES-

SIONAL RECEPTION TO PROPOSED NON-LETHAL PACKAGE FOR EGYPT. IN KEEPING WITH ESTABLISHED PROCEDURE, LETTER MUST BE SENT TO INITIATE TWENTY-DAY INFORMAL PRE-CONSULTATION. THIS WILL BE FOLLOWED BY 30-DAY FORMAL 36(B) NOTIFICATION. FACTOR IN DECIDING ON TIMING OF HOW TO PROCEED IS THAT LOCKHEED TENTATIVELY HAS RESERVED PRODUCTION POSITIONS FOR C-130'S. IN ABSENCE OF EARLY RESOLUTION ON EGYPTIAN PACKAGE, THESE WILL BE REALLOCATED (PRESUMABLY TO SUDAN).

### 3. OPTIONS

OPTION A: SUBMIT LETTER ON PRE-NOTIFICATION PRIOR TO ANTICIPATED ADJOURNMENT AUGUST 4. THIS WOULD HAVE ADVANTAGE OF ENABLING STAFF WORK TO TAKE PLACE DURING RECESS. LIKEWISE, IT WOULD BE WELCOME NEWS WHICH COULD BE CONVEYED TO SADAT DURING TIME YOU ARE IN AREA. INFORMAL CONSULTATION PERIOD OF TWENTY DAYS WOULD BE MET BY TIME CONGRESS RECONVENES, MAKING POSSIBLE THE SUBMISSION FOR REGULAR 36(B) NOTIFICATION SHORTLY AFTER SEPTEMBER 7. THIS WOULD ACCELERATE ENTIRE PROCESS, AN OBJECTIVE IN KEEPING WITH YOUR DISCUSSIONS WITH EGYPTIANS. ALTHOUGH  
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FORMAL PRE-NOTIFICATION HAS NOT TAKEN PLACE, INFORMAL PROCESS ACTUALLY IN TRAIN AS RESULT OF DISCUSSIONS NOTED ABOVE. (NEA, PM AND H FAVOR THIS OPTION.)

APPROVE DISAPPROVE

OPTION B: POSTPONE PRE-NOTIFICATION PROCEDURE UNTIL AFTER CONGRESS RECONVENES IN SEPTEMBER. GIVEN ANTICIPATED ADJOURNMENT OF CONGRESS AROUND OCTOBER 7, THIS WOULD DELAY FINAL ACTION UNTIL NEXT SESSION IN JANUARY. ADVANTAGES ARE THAT POSTPONEMENT WOULD AVOID ALL QUESTION ABOUT PRE-NOTIFICATION TIMING WITH CONGRESS. REACTION TO AWACS ISSUE MAY BE RELEVANT. ADDITIONAL CONSIDERATION IS POSSIBILITY THAT EXTRA TIME WOULD ENABLE US TO WORK AROUND ANTICIPATED CONTROVERSY OVER PROPOSED PROGRAM TO REFURBISH EGYPT'S MIG FLEET.

APPROVE DISAPPROVE

OPTION C: SUBMIT PRE-NOTIFICATION LETTER DURING RECESS (NOT LATER THAN TEN DAYS INTO RECESS) SO THAT STAFFS COULD HAVE TIME TO PREPARE AND HAVE READY FOR MEMBERS. TEN DAYS

AFTER CONGRESS RECONVENES,REGULAR 36(B) NOTIFICATION WOULD  
BE SENT. ADVANTAGE WOULD BE THAT LOA'S COULD BE ACCOM-  
PLISHED THIS YEAR. DISADVANTAGE LIES IN PREVIOUS UNDER-

STANDING THAT CONTROVERSIAL NOTIFICATIONS WOULD NOT BE  
SENT TO HILL DURING RECESS.

APPROVE                      DISAPPROVE

4. T'S VIEWS: BENSON DOES NOT AGREE WITH H, NEA, PM.  
PREFERS OPTION B. NOT CONFIDENT PRIOR CONSULTATION IS  
REALLY ADEQUATE AND IN VIEW OF CURRENT MOOD IN CONGRESS,  
PREFERS TO PLAY IT SAFE. STANDING AGREEMENT HAS BEEN  
THAT WE NOT SEND UP CONTROVERSIAL CASES DURING RECESS.

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MOREOVER DOES NOT AGREE THIS OPTION WILL NECESSARILY  
DELAY FINAL ACTION UNTIL JANUARY BECAUSE HAS RECEIVED  
SOME INDICATIONS ADJOURNMENT LIKELY LATE RATHER THAN  
EARLY OCTOBER.

5. CLEARANCES:

D - MR. CHRISTOPHER  
NEA - MR. SOBER  
H - MR. ATWOOD  
PM - MR. KOCHANKE

CHRISTOPHER

SECRET

NNN

## Message Attributes

**Automatic Decaptioning:** Z  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
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**Decaption Note:** 25 YEAR REVIEW  
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**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
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**Subject:** ACTION MEMO: CONGRESSIONAL CONSULTATIONS ON NON- LETHAL PACKAGE (S/S7720342 )  
**TAGS:** MASS, EG, US  
**To:** SECRETARY  
**Type:** TE  
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